S.B.Cr.Misc. Bail Appli. No.4828/2007
(Shankarlal vs. State of Rajasthan)

Date of order : October 04, 2007

HON'BLE MR.H.R.PANWAR,J.

Dr.Sachin Acharya, for the petitioner.
Mr.Ashok Upadhyaya, P.P. for the State.

Heard learned counsel for the petitioner and the Public Prosecutor for the State. Perused the order impugned and the police investigation diary.

It is contended by learned counsel for the petitioner that the petitioner lodged earlier an FIR. Learned Public Prosecutor submits that the FIR lodged by the petitioner was investigated and the police submitted negative final report. Learned Public Prosecutor further submits that the allegation against the petitioner is that he forged the documents. There are allegations that by as many as 8 forged vouchers, the petitioner has drawn a huge amount and shown to have been paid to the person named therein but in fact the amount has not been paid to the party concerned and committed embezzlement. There are allegations of cheating and forging

of documents and using them as genuine as also criminal breach of trust. In this view of the matter, in my view, it is not a fit case to grant anticipatory bail to the petitioner, on the contrary in such matters, a custodial interrogation is necessary.

The bail application filed by the petitioner under section 438 Cr.P.C. is, therefore, dismissed.

(H.R.PANWAR),J.

m.asif/-